

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

In the Matter of)
)
Computer III Further Remand)
Proceedings: Bell Operating Company)
Provision of Enhanced Services)

CC Docket No. 95-20

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JOINT MOTION FOR EXTENSION

MCI Telecommunications Corporation, CompuServe Incorporated,
The Information Technology Association of America, Association of
Telemessaging Services International, Inc., Ad Hoc
Telecommunications Users Committee, Prodigy Services Company,
Newspaper Association of America, and Information Industry
Association (Movants), pursuant to Section 1.46 of the
Commission's Rules, 47 C.F.R. § 1.46, request an extension of the
due date for the filing of Reply Comments in this proceeding.
Because of the multiplicity of issues raised in the initial
Comments filed in this proceeding, Movants will not be able to
respond adequately by the current deadline, April 28, 1995. They
accordingly request that the Commission extend the due date to
May 26, 1995.

As the Commission is aware, this proceeding is the most
recent phase of a ten-year review of the Commission's structural
separation requirement governing the Bell Operating Companies'

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(BOCs') provision of enhanced services.^{1/} There are numerous engineering and economic issues that must be addressed in such a policy review. The need to properly assess each prong of the cost-benefit analysis that must be conducted in deciding whether or not to substitute nonstructural regulations for structural separation is underscored by the two reversals of the Commission's prior orders addressing these issues on the grounds that the Commission's cost-benefit analysis was inadequate.^{2/} The Commission may understand that these issues are extremely time-consuming for the parties involved.

This round of initial Comments raises a range of issues as broad as those posed in prior phases of these proceedings. As enhanced service providers (ESPs) and users of enhanced services and other telecommunications services, Movants' main focus in preparing their replies is on the BOCs' filings, which constitute about two-thirds of the total volume of initial comments. Although there is some overlap in the BOCs' comments, they also emphasize different issues, and the differences among the seven

^{1/} Amendment of Section 64.702 of the Commission's Rules and Regulations, CC Docket No. 85-229, Phase I, 104 FCC 2d 958 (1986), on reconsideration, 2 FCC Rcd 3035 (1987); Phase II, 2 FCC Rcd 3072 (1987), vacated and remanded sub nom., California v. FCC, 905 F.2d 1217 (9th Cir. 1990) (California I); Report and Order, Computer III Remand Proceedings: Bell Operating Company Safeguards and Tier 1 Local Exchange Company Safeguards, 6 FCC Rcd 7571 (1991), partly vacated sub nom. California v. FCC, 39 F.3d 919 (9th Cir. 1994) (California III).

^{2/} See California I, 905 F.2d at 1233-39; California III, 39 F.3d at 929-30.

sets of comments add up to an extremely voluminous BOC "case", which must be fully addressed by other parties. The BOCs' comments are also supported by four separate outside consultants' studies relating to various aspects of the supposed benefits of structural integration and the supposed harms from structural separation, as well as various appendices relating to economic and other issues. Adding to the task of preparing reply comments are the additional regulatory issues raised by the BOCs, such as Bell Atlantic's proposal to change the regulatory status of protocol processing from enhanced to basic service,^{3/} which would have a tremendous impact on ESPs offering value added network services.

In spite of Movants' best efforts to date, the current deadline for Reply Comments has proven to be impossible to meet for the preparation of adequate responses to the BOCs' lengthy initial comments. Coordination with outside consultants reviewing the BOC consultants' studies will also take substantial additional time. Compounding the chore of addressing all of the issues raised by the BOCs is the limited staffing each Movant has available for this proceeding, given all of the Commission deadlines in other significant proceedings in which the Movants are also participating.

Movants accordingly request a four-week extension, to May

^{3/} Comments of Bell Atlantic at 33-36.

26, 1995, of the due date for the filing of reply comments. Such an extension would allow for the thoughtful review and analysis necessary to respond fully to the BOCs' comments. Without such an extension, Movants will not be able to provide the thorough analysis that would be most useful to the Commission in conducting a fair and open-minded -- and, hopefully, its final -- review of the issues.

WHEREFORE, good cause having been shown, Movants respectfully request that the Commission extend the due date for the filing of Reply Comments in this proceeding to May 26, 1995.

Respectfully submitted,

MCI TELECOMMUNICATIONS CORPORATION

By: Frank W. Krogh
Frank W. Krogh
Donald J. Elardo
1801 Pennsylvania Ave., N.W.
Washington, D.C. 20006
(202) 887-2372

Its Attorneys

NEWSPAPER ASSOCIATION OF AMERICA

By: Michael Yourshaw (FAX)
Richard E. Wiley
Michael Yourshaw
Steven A. Augustino
Wiley, Rein & Fielding
1776 K Street, N.W.
Washington, D.C. 20006
(202) 429-7000

Its Attorneys

INFORMATION INDUSTRY ASSOCIATION

By: Albert Shuldiner (FAX)
Albert Shuldiner
Assistant General Counsel
555 New Jersey Ave., N.W.
Suite 800
Washington, D.C. 20001
(202) 639-8262

Its Attorney

PRODIGY SERVICES COMPANY

By: Robert J. Butler (FAX)
Robert J. Butler
Wiley, Rein & Fielding
1776 K Street, N.W.
Washington, D.C. 20006
(202) 429-7000

Its Attorney

AD HOC TELECOMMUNICATIONS USERS
COMMITTEE

By: James S. Blaszak (FWK)
James S. Blaszak
D.E. Boehling
Levine, Blaszak, Block &
Boothby
1300 Connecticut Ave., N.W.
Suite 500
Washington, D.C. 20036

Its Attorneys

COMPUSERVE INCORPORATED

By: Randolph J. May (FWK)
Randolph J. May
Brian T. Ashby
Sutherland, Asbill & Brennan
1275 Pennsylvania Ave., N.W.
Washington, D.C. 20004-2404
(202) 383-0100

Its Attorneys

ASSOCIATION OF TELEMESSAGING
SERVICES INTERNATIONAL, INC.

By: Robert J. Butler (FWK)
Robert J. Butler
Paul C. Smith
Wiley, Rein & Fielding
Washington, D.C. 20006
(202) 429-7000

Its Attorneys

INFORMATION TECHNOLOGY ASSOCIATION
OF AMERICA

By: Joseph P. Markoski (FWK)
Joseph P. Markoski
Jeffrey A. Campbell
Squire, Sanders & Dempsey
1201 Pennsylvania Ave., N.W.
P.O. Box 407
Washington, D.C. 20044
(202) 626-6600

Its Attorneys

Dated: April 21, 1995

CERTIFICATE OF SERVICE

I, Hilary Soldati, do hereby certify that the foregoing
"JOINT MOTION FOR EXTENSION" was served this 21st day of April,
1995, by first-class mail, postage prepaid, on the parties listed
below:

C. Donald Berteau
Vice President, Intelligent
Network Products
GeoNet Limited, L.P.
3339 Cardinal Drive
Vero Beach, FL 32963

M. Robert Sutherland
A. Kirven Gilbert III
4300 Southern Bell Center
675 W. Peachtree Street, N.E.
Atlanta, GA 30375

Robert M. Lynch
Durward D. Dupre
Michael J. Zpevak
Southwestern Bell Telephone
Company
One Bell Center
Suite 3520
St. Louis, MO 63101

James P. Tuthill
Jeffrey B. Thomas
140 New Montgomery St.
Room 1522A
San Francisco, CA 94105

Keith J. Epstein
Bruce A. Ramsey
3401 Crow Canyon Rd.
Suite 100
San Ramon, CA 94583

James L. Wurtz
Margaret E. Garber
1275 Pennsylvania Ave., N.W.
Washington, D.C. 20004

Mary E. Burgess
Assistant Counsel
Office of General Counsel
NYS Department of Public
Service
Three Empire State Plaza
Albany, NY 12223-1350

Michael E. Glover
Lawrence W. Katz
Bell Atlantic Telephone Co.
1320 North Court House Rd.
Eighth Floor
Arlington, VA 22201

Edward R. Wholl
Campbell L. Ayling
William J. Balcerski
NYNEX
1111 Westchester Ave.
White Plains, NY 10604

Frank Michael Panek
Ameritech
2000 W. Ameritech Center Dr.
Room 4H84
Hoffman Estates, IL 60196

Robert B. McKenna
U S West, Inc.
1020 19th Street, N.W.
Suite 700
Washington, D.C. 20036

Peter A. Rohrbach
Linda L. Oliver
Hogan & Hartson
555 13th Street, N.W.
Washington, D.C. 20005

Catherine R. Sloan
Richard Fruchterman
LDDS Communications, Inc.
1120 Connecticut Ave., N.W.
Washington, D.C. 20034

Ronald L. Plessner
Julie A. Garcia
Mark J. O'Connor
Piper & Marbury
1200 19th Street, N.W.
Seventh Floor
Washington, D.C. 20036

Daniel L. Brenner
Neal M. Goldberg
David L. Nicoll
National Cable Television
Association, Inc.
1724 Massachusetts Ave., N.W.
Washington, D.C. 20036

Cheryl L. Parrino
Scott A. Neitzel
Lynda L. Dorr
Public Service Commission of
Wisconsin
610 N. Whitney Way
P.O. Box 7854
Madison, WI 53707-3957

Alan J. Gardner
Jerry Yanowitz
Jeffrey Sinsheimer
California Cable Television
Association
4341 Piedmont Ave.
Oakland, CA 94611

Frank W. Lloyd
Donna N. Lampert
Sara F. Seidman
Mintz, Levin, Cohn, Ferris,
Glovsky, and Popeo
701 Pennsylvania Ave., N.W.
Suite 900
Washington, D.C. 20004

Richard E. Wiley
Michael Yourshaw
Steven A. Augustino
Wiley, Rein & Fielding
1776 K Street, N.W.
Washington, D.C. 20006

Robert J. Butler
Wiley, Rein & Fielding
1776 K Street, N.W.
Washington, D.C. 20006

James S. Blaszk
D.E. Boehling
Levine, Blaszk, Block &
Boothby
1300 Connecticut Ave., N.W.
Suite 500
Washington, D.C. 20036

Robert J. Butler
Paul C. Smith
Wiley, Rein & Fielding
1776 K Street, N.W.
Washington, D.C. 20006

Joseph P. Markoski
Jonathan Jacob Nadler
Jeffrey A. Campbell
Squire, Sanders & Dempsey
1201 Pennsylvania Ave., N.W.
P.O. Box 407
Washington, D.C. 20044

Randolph J. May
Brian T. Ashby
Sutherland, Asbill & Brennan
1275 Pennsylvania Ave., N.W.
Washington, D.C. 20004-2404

Albert Shuldiner
Assistant General Counsel
555 New Jersey Ave., N.W.
Suite 800
Washington, D.C. 20001


Hilary Soldati